

date rec'd 7/18/19 AJ

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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NILDA SUAREZ CASTANEDA and MARIA
CALLE ALVARADO, on behalf of themselves and
others similarly situated,

Plaintiffs,

-against-

F&R CLEANING SERVICES CORP., ROBERT
MELINE, JESUS VAZQUEZ, and FRANTZ SCUTT,

Defendants.

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ORDER ADOPTING
REPORT AND
RECOMMENDATION

17-CV-7603 (SJ) (PK)

A P P E A R A N C E S

Troy Law, PLLC

41-25 Kissena Boulevard

Suite 119

Flushing, NY 11355

Suite 119

By: Aaron Schweitzer

John Troy

Attorney for Plaintiffs

JOHNSON, Senior United States District Judge:

Plaintiffs brought this Motion for Default Judgment against

Defendants alleging violations of the Fair Labor Standards Act of 1938

("FLSA"), 29 U.S.C. §§ 201 et seq. and the New York Labor Law

("NYLL"), N.Y. Lab. Law §§ 650 et seq. Plaintiff Suarez Castaneda also

seeks damages for discrimination on the basis of sex in violation of Title

VII of the Civil Rights Act of 1963, 42 U.S.C. §§ 2000e et seq., and New

York State Human Rights Law, N.Y. Exec. Law §§ 296 et seq., and gender

discrimination in violation of N.Y.C. Admin. Code §§ 8-107 et seq. Defendants failed to answer the complaint and Plaintiffs motion for default was referred to Magistrate Judge Peggy Kuo, for a Report and Recommendation (“R&R”), which recommended plaintiff Suarez Castaneda be awarded a total of \$16,122.15 plus post-judgment interest, Plaintiff Calle Alvarado be awarded a total of \$31,442.98 plus post-judgment interest, and an award of \$19,203.58 in attorney’s fees and costs for Plaintiffs. Magistrate Judge Kuo gave the parties until April 4, 2019 to file objections. No objections have been filed to date.

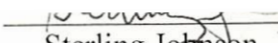
A district court judge may designate a magistrate judge to hear and determine certain motions pending before the Court and to submit to the Court proposed findings of fact and a recommendation as to the disposition of the motion. See 28 U.S.C. § 636(b)(1). Within 10 days of service of the recommendation, any party may file written objections to the magistrate’s report. See id. The Court is not required to review, under a de novo or any other standard, the factual or legal conclusions of the magistrate judge as to those portions of the report and recommendation to which no objections are addressed. See Thomas v. Arn, 474 U.S. 140, 150 (1985). In addition, failure to file timely objections waives the right to appeal the magistrate’s decision. See 28 U.S.C. § 636(b)(1); Small v. Sec’y of Health & Human Servs., 892 F.2d 15, 16 (2d Cir. 1989).

Upon review of the recommendations and for the foregoing reasons,
the Court adopts the R&R in its entirety. The Clerk of the Court is directed
to close the case.

SO ORDERED.

Dated: July 8, 2019
Brooklyn, NY

s/ Sterling Johnson Jr.


Sterling Johnson, Jr., U.S.D.J.